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04 NOV 24 AM 11:16  
US DISTRICT COURT  
CENTRAL DISTRICT OF CALIF.  
*[Handwritten signature]*

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

WESTERN DIVISION

11 UNITED STATES OF AMERICA, } Case No. CR 04-615-CBM  
12 Plaintiff, }  
13 vs. }  
14 ANDREW K. PROCTOR, } LETTER OF DEFENDANT  
15 Defendant. } ANDREW PROCTOR  
SUBMITTED IN CONNECTION  
WITH MR. PROCTOR'S  
SENTENCING ON NOVEMBER  
29, 2004

16  
17 Defendant Andrew Proctor respectfully submits his letter to the Court in  
18 connection with his sentencing set for November 29, 2004.

19  
20 Dated: November 23, 2004

LINER YANKELEVITZ  
SUNSHINE & REGENSTREIF LLP

21

22 By:

*[Signature]*  
Ellyn S. Garofalo  
Attorneys for Defendant  
ANDREW K. PROCTOR

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*[Signature]*  
Case No. CR 04-615-CBM

LETTER OF DEFENDANT ANDREW PROCTOR RE: SENTENCING ON NOVEMBER 29, 2004

*[Signature]*

**Andrew Kent Proctor**

1920 Fletcher Ave.  
South Pasadena, CA 91030  
Tel: (626) 441-2578  
Mob: (626) 376-2582

November 20, 2004

Hon. Consuelo B. Marshall  
United States District Judge  
Central District of California  
312 N. Spring Street  
Los Angeles, CA 90012

Re: Proctor Case No. CR 04-615-CBM

Dear Judge Marshall:

Thank you in advance for taking the time to read this letter. First, I wanted to express my sincere apologies to the Court for the events which have led to my appearance in this matter. During the past four years, I have had time to reflect upon the decisions that I made and the role that I played in the offense. Although I was not one of the individuals initially solicited in the government's sting, I nevertheless allowed myself to be convinced by a former colleague to participate in the government's scheme. I now realize that I should never have agreed to participate. I can assure the Court that I will never again allow myself to become involved in such activities in the future.

I would also like to apologize to my family. My entire family -- my wife, son (15) and daughters (13 and 8) -- have been affected by this ordeal. To their credit, they have demonstrated the resolution to stay together as a family unit and work through whatever comes their way. They trust in my ability to continue providing for them and have made adjustments in the expectations we have for the future. My wife, Maureen, has been steadfast throughout and values the importance of keeping our family together and focused on raising our children. She continues to fulfill the role of full-time Mom and is highly focused on our three children. Our children have been stellar. They are aware of what has transpired and the restrictions it places on me. They have continued to work hard in school with great success and to participate in their activities. Their continued success is a daily motivator for me and is a constant reminder during my work day.

In addition to my family, the offense has also affected my employment. As a result of this offense, I am no longer able to work with emerging public companies. Nevertheless, I have found new areas of employment. I have been able to redefine my relationship with the world with a great deal of humility and respect for doing simple tasks in the company of good people.

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Proctor Case No. CR 04-615-CBM  
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I truly believe that I have gained new insights since the time of the offense and have seized the opportunity to learn from my mistakes and focus on what is truly important in my life. I simply ask that this Court allow me to continue on this path and, thus, enable me to continue providing for and fulfilling my responsibilities to my family.

Thank you for your attention to my case and for consideration of this letter.

Sincerely,



Andrew K. Proctor

1                           **PROOF OF SERVICE**  
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3                           I am employed in the County of Los Angeles, State of California. I am over  
4                           the age of 18 and not a party to the within action. My business address is 1100  
5                           Glendon Ave., 14th Floor, Los Angeles, California 90024-3503. On November 23,  
6                           2004, I served the within document(s) described as:

7                           **LETTER OF DEFENDANT ANDREW PROCTOR**  
8                           **SUBMITTED IN CONNECTION WITH MR. PROCTOR'S**  
9                           **SENTENCING ON NOVEMBER 29, 2004**

10                          on the interested parties in this action as stated below:

11                          Sam Hernandez  
12                          Pretrial Services Officer  
13                          United States Pretrial Services Office  
14                          312 North Spring Street, 7th Floor  
15                          Los Angeles, CA 90012

16                          Jeffrey Backhus  
17                          Assistant United States Attorney  
18                          United States Attorney's Office  
19                          312 North Spring Street  
20                          Los Angeles, CA 90012

21                          **COURTESY COPY:**

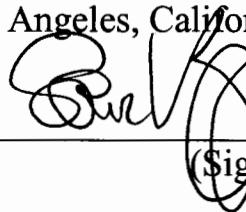
22                          Hon. Consuelo B. Marshall  
23                          United States District Judge  
24                          Central District of California  
25                          312 N. Spring Street  
26                          Los Angeles, CA 90012

27                           (BY PERSONAL SERVICE) I caused to be delivered a true copy of the  
28                          foregoing document(s) in a sealed envelope by hand to the offices of the above  
29                          addressee(s).

30                          I declare under penalty of perjury under the laws of the United States and the  
31                          State of California that the above is true and correct. I declare that I am employed in  
32                          the office of a member of the bar of this Court at whose direction the service was  
33                          made.

34                          Executed on November 24, 2004, at Los Angeles, California.

35                          \_\_\_\_\_  
36                          Steve Kluger  
37                          \_\_\_\_\_  
38                          (Type or print name)

39                          \_\_\_\_\_  
40                            
41                          \_\_\_\_\_  
42                          (Signature)